

**BOARD OF TRUSTEES PUBLIC HEARING  
MARCH 12, 2013**

The Board of Trustees of the Village of Cold Spring held a public hearing on Tuesday, March 12, 2013 beginning at 7:15 pm at Village Hall, 85 Main Street, Cold Spring, NY to hear comment on a proposed local law that seeks to provide a handicapped parking space in front of 241 Main Street, Cold Spring, NY.

Attending: Mayor Seth Gallagher and Trustees Matt Francisco, Bruce D. Campbell, J. Ralph Falloon and Charles Hustis

Also: Stephen Gaba, Village Attorney; Ellen Mageean, Village Accountant

Mayor Gallagher opened the meeting followed by the Pledge of Allegiance. Mrs. Boston, who resides at 241 Main Street, spoke about the advantages of a designated handicapped parking spot in front of their property. Her husband is handicapped and she described some of the difficulties she has encountered with accessing her home. Further, she spoke of the advantages of having a handicapped parking spot located across from the Philipstown Town Hall.

Michael Bowman had no objection to the law.

With no further comment, Trustee Campbell moved to close the public hearing and seconded by Trustee Hustis and unanimously approved.

**Resolution No. 13- 2013**

WHEREAS, the Village Board has considered a draft local law entitled "A local law to amend Village Code Chapter 126, 'Vehicle and Traffic,' by amending Section 126-18.2 "Handicapped Parking'," and

WHEREAS, following due notice the Village Board held a public hearing on the proposed local law,

NOW THEREFORE, BE IT RESOLVED as follows:

1. That the Village Board does hereby adopt the proposed local law, a copy of which is **attached**, and
2. That the said local law shall be effective upon publication, posting and filing in the Office of the Secretary of State in Albany.

Trustee Campbell presented the foregoing resolution which was seconded by Trustee Charles Hustis.

The vote on the foregoing resolution was as follows:

Charles Hustis, Trustee, voting	YES
Bruce D. Campbell, Trustee, voting	YES
John Ralph Falloon, Trustee, voting	YES
Matt Francisco, Trustee, voting	YES
Seth Gallagher, Mayor, voting	YES

Resolution officially adopted by a vote of 5-0.

**BOARD OF TRUSTEES MONTHLY MEETING  
MARCH 12, 2013**

The Village of Cold Spring Board of Trustees held their regular monthly meeting on Tuesday, March 12, 2013 beginning at 7:30 p.m. at Village Hall, 85 Main Street, Cold Spring, NY.

Attending: Mayor Seth Gallagher and Trustees Matt Francisco, Bruce D. Campbell, J. Ralph Falloon and Charles Hustis

Also: Stephen Gaba, Village Attorney; Ellen Mageean, Village Accountant; Gregory Phillips, Water and Sewer Superintendent; Michael Armstrong, chair of the Special Board for the Comprehensive Plan/LWRP

**DRAFT DESIGN REPORT FOR THE FEDERAL TRANSPORTATION  
PROJECT ON MAIN AND FURNACE STREETS AND FISHKILL AVENUE**

Mayor Gallagher introduced Joe Cimino and Romulus Danciu, engineering consultants from CHA, who attended at the request of the board to provide an update on what has occurred with this project since the public meeting in September and to discuss where the federal transportation project is going forward, leading up to construction. The next step is submission of the design report to the NYSDOT for review and approval which could take up to six months and will control whether construction will occur this year. Village Board approval is required prior to submission to the NYSDOT.

The proposed actions are considered Type 2 under SEQRA and Class 2 under NEPA and no other actions are required under these environmental laws.

The meeting was opened for public comment.

B. Molloy asked for placement of the design report on the village website.

Vinny Tamagna, President of the Chamber of Commerce, didn't see any reference to economic considerations and stressed the importance of lighting improvements which would have a positive impact on businesses and decrease liability for slips and falls. He called for reconsideration of the lighting improvements and to make this component a priority.

Michael Armstrong asked if tour bus parking is going to be addressed. He also inquired about accommodating parking meters as this is another economic impact. An unidentified woman asked if planters were included.

Gordon Robertson asked about including lighting improvements on upper Main Street (east of Route 9D) to assist in visually incorporating this area with other parts of the village.

The board agreed to send a recommendation to CHA within the next two weeks.

**APPROVAL OF MINUTES**

Trustee Hustis moved to approve minutes of the following meetings: 2/12/2013, 2/19/2013, 2/26/2013 and the bid opening on 2/27/2013. Motion seconded by Trustee Falloon and unanimously approved.

#### FINANCIAL REPORT – Nine-month budget analysis

Revenues- Grants received this year show up on the revenue and expense side include records management (\$ 8,827) and police communication (\$5,000)

CHIPS funding was about \$7,000 less than anticipated

Expenditures- Two projects not undertaken resulted in decreased expenses- repairs to the floor at the fire department and cupola at Village Hall. At this time, we don't anticipate using the contingent account.

At budget time, it was anticipated that we would use \$65,000 of the fund balance. It is currently anticipated that we will use only \$21,000 which leaves a surplus of about \$44,000.

#### WATER REPORT

The department continues to see record low flows to the distribution system on a daily basis and anticipates significant improvements in reconciliation of water processed versus water billed during the first quarter of this year.

The water main relining project will be getting back underway towards the end of the month.

A topographical survey was performed of the area surrounding the DEC/ Catskill Supply. This is a preliminary step toward getting approval for a new, permanent connection to DEP supply which is a prerequisite to any work at the dams.

#### WASTEWATER REPORT

The bids for the West Street emergency generator were reviewed. Our consulting engineer recommended proceeding with the low bid (Gentech) and also recommended proceeding with a stage 2 enclosure.

G. Phillips discussed moving the West Street pump station to a location on New Street to avoid storm damages experienced with Hurricane Irene and Sandy. A request has been sent to Congressman Malone for funding storm damage mitigation.

The village is still awaiting permission from MTA for the Market Street construction project. Mr. Phillips asked for permission to proceed with preparation of bid documents. There was no objection to proceeding.

On April 16<sup>th</sup>, engineers from Fuss & O'Neill and Bart Clark from Oakwood Environmental will attend a workshop to discuss options for wastewater plant improvements including electrical upgrades and aeration system replacement.

Considering the cost of the upcoming projects, Mr. Phillips recommended increasing the sewer flat rate charges. The board asked Mr. Gaba to draft up a resolution to set a public hearing for a sewer flat rate increase of \$4.00 per unit per quarter.

Trustee Hustis moved to accept the bid from Gentech for a total cost of \$22,920 and seconded by Trustee Falloon and unanimously approved.

## JUSTICE COURT

The Justice Court collected \$13,104.50 during the month of February 2013.

## ADDITIONAL MONTHLY REPORTS

### Recreation Requests

K of C Easter Egg Hunt 3/23

Request for use of Mayor's Park Pavilion for birthday party on 5/18

Haldane Baseball season April 1<sup>st</sup> to June 15th and a request to install a 4' mesh safety fence which would be removed after each baseball game

Opening ceremony for a fund raising biking event at Mayor's Park on 6/8

Trustee Campbell moved to approve of these requests and seconded by Trustee Hustis and unanimously approved.

Trustee Campbell discussed specifics of an application for a Chamber Event called Pedal Into Spring on 5/4 & 5/5. Trustee Campbell moved to approve this application which was seconded by Trustee Hustis and unanimously approved.

D. Milner, Vice President of the Chamber requested board support for a Main Street beautification project which would include planting flowers. She was seeking \$1,500 to assist with this effort. There was discussion of maintenance of these plantings.

### Fire Company Liaison

Trustee Falloon moved to spend \$975 for the proposal from Badey and Watson for surveying services of the fire department property and seconded by Trustee Francisco and unanimously approved.

### Special Board for the Comprehensive Plan/ LWRP

The Special Board has revised their report on Formula businesses, as requested by the Village Board. The Special Board has now completed the first draft of the 13 Coastal Policies and will share a draft with the standing boards and village departments for preliminary comments. The Vice Chair and Treasurer will be working with the Village to file for reimbursement for claims against the Greenway and State Grant.

## REPORT OF THE MAYOR AND BOARD OF TRUSTEES

Trustee Falloon, Hustis and Campbell thanked Mayor Gallagher for his service to the village.

Mayor Gallagher provided a recap of the accomplishments occurring during his tenure including: hiring new law firm, development of village website, changes in financial practices, composting toilet law, adopted Comprehensive Plan and LWRS, working to protect post office and Butterfield Development, working toward expanding county services on this side of Putnam County, enacted parking waiver, enacted local laws to open up the dock, dock infrastructure improvements, permanent access to the village dams, capital improvement plan for village dams, water main relining, working toward changes in sewer plant aeration system, single stream recycling system, sidewalk improvements, community day brought back and customer bill of rights.

## CORRESPONDENCE

Our Lady of Loretto requested permission to hold a procession on March 29<sup>th</sup>. The request was approved by acclamation.

A complaint was received via email regarding dog waste at the Dockside Park.

S. Gaba prepared a draft timeline for the Butterfield project. He described the issues related to SEQRA review and estimated that the timeline for adopting a local law would realistically be five to eight months. There was discussion about options to shorten this timeline and still protect the village interests.

#### NEW BUSINESS

Trustee Hustis moved to approve the contract with Majestic Fireworks, Inc. at the same cost as last year, motion seconded by Trustee Campbell and unanimously approved. The village has received a commitment for paying for the fireworks from Philipstown.info.

Trustee Hustis moved to approve of the contract with Putnam County for use of the voting machines, seconded by Trustee Francisco and unanimously approved.

#### BILL APPROVAL

Trustee Campbell moved to approve payment of the audited bills and seconded by Trustee Hustis and unanimously approved.

#### PUBLIC COMMENT

None

With no further business before the board, Trustee Hustis moved to adjourn and seconded by Trustee Francisco and unanimously approved.

Respectfully submitted,

Mary Saari, Village Clerk